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Ex. Edward J. Webman

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FROM: Rick Matos

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RE:

APPLICANTS: VERGEZ ET AL.

APPLICATION SERIAL NO.: 09/992,488

FILING DATE: 11/06/2001

TITLE: PHARMACEUTICAL COMPOSITIONS CONTAINING OXYBUTYNIN

Comments/Special Instructions**OFFICIAL COMMUNICATION****AMENDMENT IN RESPONSE TO OFFICE ACTION MAILED APRIL 1, 2004.****Please deliver documents to addressee as soon as possible.**

CLIENT/MATTER NO.: PHUS-58

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Docket No. PHUS-58

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIALIn re Patent application of:
VERGEZ, J. et al.§
§
§
§
§Serial No.: 09/992,488
Filed: November 6, 2001Group Art Unit: 1617
Examiner: Edward J. Webman**RECEIVED**
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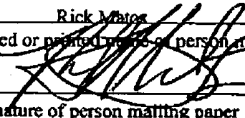
For: Pharmaceutical compositions containing oxybutynin

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Rick Matos
Typed or printed name of person mailing paper

Signature of person mailing paperAMENDMENT

In response to the Office Action mailed April 01, 2004, Applicants respectfully submit the following response. Entry of this response into the record and full consideration thereof is requested.

REMARKS

Claims 1-2 and 5-12 remain pending in the application. No new claims have been added. Claims 13-48, 64-74 and 106-122 were previously withdrawn from consideration. Claims 3-4 are hereby withdrawn from consideration. No claims have been amended. Claims 49-63, 75-105 and 123-132 were previously cancelled. All other claims remain the same. Reconsideration of the pending claims is respectfully requested.

Claims 1-12 are subject to a Restriction Requirement under 35 U.S.C. 121. The grouping of the claims was not indicated in the Office Action; however, two general groups were identified. The claims below reflect the general division of the claims according to the description of the groups by Examiner:

- Group I: claim 3 as being drawn to a homogeneous mixture; and
- Group II: claim 4 as being drawn to a heterogeneous mixture.

Examiner notes that a mixture is considered generic. Applicants hereby traverse the restriction.